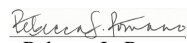


# **Exhibit 1**

## HIGHLY CONFIDENTIAL

<p style="text-align: right;">Page 206</p> <p>1 one quick follow-up.</p> <p>2 FURTHER EXAMINATION</p> <p>3 BY MS. HURST:</p> <p>4 Q. You've talked about an output produced by</p> <p>5 complements.</p> <p>6 Does that sometime involve the</p> <p>7 possibility that two inputs will create synergies</p> <p>8 that is more than the sum of their parts?</p> <p>9 A. Sure.</p> <p>10 Q. And so, for example, if you have input J</p> <p>11 and input A, and the resulting product is J plus A,</p> <p>12 plus synergies, then by combining the two inputs</p> <p>13 you've created more value --</p> <p>14 MR. RAGLAND: Objection to form.</p> <p>15 Q. (By Ms. Hurst) -- is that right?</p> <p>16 A. Correct.</p> <p>17 Q. Is it true that the use of non-infringing</p> <p>18 alternatives allows the infringer to retain the</p> <p>19 value of the synergies, under those circumstances?</p> <p>20 MR. RAGLAND: Objection to form.</p> <p>21 THE DEPONENT: That's a -- an interesting</p> <p>22 question.</p> <p>23 The -- the fundamental problem is that if</p> <p>24 you have synergies, they're attributed to the</p> <p>25 jointness and, therefore, you can't parcel out the</p>	<p style="text-align: right;">Page 208</p> <p>1 THE VIDEOGRAPHER: This concludes the</p> <p>2 testimony given by Dr. James Kearl. The three</p> <p>3 original discs will be retained by Veritext. We're</p> <p>4 off the record at 3:23 p.m.</p> <p>5 (TIME NOTED: 3:23 p.m.)</p> <p>6</p> <p>7</p> <p>8</p> <p>9 ---o0o---</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
<p style="text-align: right;">Page 207</p> <p>1 contribution of any single thing to the synergy, at</p> <p>2 least not easily. The -- and to the degree that a</p> <p>3 counterfactual -- claim to do that, then it</p> <p>4 would -- you know, then -- then it would be</p> <p>5 claiming too much.</p> <p>6 It's -- it's a hard question because it's</p> <p>7 unclear what -- what the -- the counterfactual</p> <p>8 implies about -- about the synergy.</p> <p>9 I don't have anything else to say from</p> <p>10 that.</p> <p>11 MS. HURST: Let me ask one follow-up.</p> <p>12 Q. (By Ms. Hurst) Is there anything about</p> <p>13 Dr. Leonard's use of the Kim model that attempts to</p> <p>14 account for and allocate synergies as between the</p> <p>15 input Java and the rest of the -- the Android</p> <p>16 platform?</p> <p>17 MR. RAGLAND: Objection to form.</p> <p>18 THE DEPONENT: No.</p> <p>19 MS. HURST: No further questions.</p> <p>20 MR. COOPER: Okay. For clarity, I take</p> <p>21 it the deposition is over?</p> <p>22 MS. HURST: From my perspective, you bet.</p> <p>23 MR. COOPER: Okay.</p> <p>24 MR. RAGLAND: That is correct.</p> <p>25 MR. COOPER: Okay. Thank you.</p>	<p style="text-align: right;">Page 209</p> <p>1 I, Rebecca L. Romano, a Certified Shorthand</p> <p>2 Reporter of the State of California, do hereby certify:</p> <p>3 That the foregoing proceedings were taken before me</p> <p>4 at the time and place herein set forth; that any</p> <p>5 witnesses in the foregoing proceedings, prior to</p> <p>6 testifying, were administered an oath; that a record of</p> <p>7 the proceedings was made by me using machine shorthand</p> <p>8 which was thereafter transcribed under my direction;</p> <p>9 that the foregoing transcript is true record of the</p> <p>10 testimony given.</p> <p>11 Further, that if the foregoing pertains to the</p> <p>12 original transcript of a deposition in a Federal Case,</p> <p>13 before completion of the proceedings, review of the</p> <p>14 transcript [ ] was [X] was not requested.</p> <p>15 I further certify I am neither financially</p> <p>16 interested in the action nor a relative or employee of</p> <p>17 any attorney or any party to this action.</p> <p>18 IN WITNESS WHEREOF, I have this date subscribed my</p> <p>19 name.</p> <p>20</p> <p>21 Dated: March 24, 2016</p> <p>22</p> <p>23  Rebecca L. Romano, RPR,</p> <p>24 CSR. No 12546</p> <p>25</p>